

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 1682

January 15, 2022

SUMMARY OF BILL: Requires a records custodian to: (1) cite the state law prohibiting disclosure of a public record if the denial of the public records request is based on a state law; and (2) allow a person making a public records request to inspect non-exempt records and receive copies of such records which contain the information sought. Clarifies the forms of identification a governmental entity may request as evidence of residency in this state from a person seeking public records.

FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 10-7-503(a)(2)(B)(ii), a records custodian is required to deny public records requests in writing or by completing a records request response form developed by the Office of Open Records Counsel.
- Requiring a records custodian to include a citation to state law in the response, if the denial is based on a state law, will not result in any significant impact to state or local government.
- Pursuant to Tenn. Code Ann. § 10-7-503(a)(7)(B)(i), a records custodian may require a requestor to pay the custodian's reasonable costs incurred in producing the requested material.
- Requiring a records custodian to allow a person making a request to inspect non-exempt records and receive copies of such records will not result in any significant impact to state or local government.
- Clarifying the forms of identification a governmental entity may request as evidence of residency in this state from a person seeking public records will not result in a fiscal impact to state or local government.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid, with the first letters of each name being capitalized and prominent.

Krista Lee Carsner, Executive Director

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